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VIA FACSIMILE - 212-805-6304

Judge Paul A. Crotty, U.S.D.J.
 United States District Court
 Southern District of New York
 500 Pearl Street
 New York, NY 10007

Re *Natalie Conway and Sean Conway v. Alice Lewis, Judge Lewis, Swift Transportation and Andrew Peters*
 Date of Loss : 1/1/07
 Civil Index No. : 07 CV 8040
Our File No. : 07214 00083

MEMO ENDORSED

Dear Judge Crotty:

My law firm represents the defendants Swift Transportation and Andrew Peters in the above referenced matter.

Pursuant to Court Order dated July 16, 2008, all factual discovery in this action shall be completed by September 15, 2008, and all expert discovery shall be completed by October 30, 2008. A pre-trial conference is scheduled for October 2, 2008 at 4:30 p.m.

We are respectfully requesting an extension of time to complete factual and expert discovery, and are requesting an adjournment of the October 2, 2008 conference. This is the first request for an extension and adjournment, and it is on the consent of all parties.

It is proposed that the date to complete factual discovery is extended to November 15, 2008, expert discovery extended to December 15, 2008, and a conference in this action is to be held on a date and time established by the Court. Three alternative conference dates are December 9, 2008, December 10, 2008 and December 11, 2008.

MEMO ENDORSED

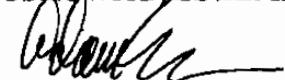
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Our file no.: 07214.00083

If you have any questions, please feel free to contact the undersigned at anytime. Thank you for your time and attention.

Very truly yours,

WILSON, ELSER, MOSKOWITZ, EDELMAN & DICKER LLP

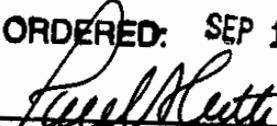


Adam Schwartzstein

cc Fraiden & Palen
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James G. Bilello & Associates
Attorneys for defendants Lewis
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Application GRANTED. The conference is adjourned to
12/9/08 at 3 : 30 pm in Courtroom 20-C
And

SO ORDERED: SEP 12 2008

HON. PAUL A. CROTTY
UNITED STATES DISTRICT JUDGE